

### **Remarks**

Claims 1 - 20 have been cancelled and claims 21 - 45 have been added. Applicant includes herewith a check for 79 dollars to cover the cost of 43 dollars for one independent claim beyond three independent claims and the cost of 36 dollars to cover the cost of four claims beyond twenty-one total claims. This transmittal is presented in response to the first office action and is believed to completely resolve each issue as raised by the examiner. Applicant believes the claims as amended to be non-obvious and patentably distinct from all prior art.

### **OA Item #1: Restriction under 35 USC § 121:**

In response to the restriction requirement under 35 USC § 121 imposed by the examiner, applicant elects for prosecution and restricts his claims to the invention of group I (apparatus), specie #4. Nevertheless, applicant traverses the examiner's specie restriction requirement. Applicant notes that claim 21 includes all of the noted species in a single independent claim. Applicant makes this election and withdraws claims directed to the non-elected group II (method) without prejudice to subsequent refiling in a divisional application at a later date.

**Conclusion:**

Applicant notes that any amendments made by this paper which are not specifically discussed herein are made solely for the purpose of more clearly and particularly pointing out and claiming Applicant's invention.

Applicant specifically reserves the right to prosecute claims of broader and differing scope than those presented herein in a continuation application.

Applicant submits that the amendments to the claims and the arguments presented herein have placed the claims in condition for allowance. Action in accordance therewith is earnestly solicited.

If the Examiner has any questions or comments which may be resolved over the telephone, she is requested to call Michael R. Schramm at 801-625-9268 (wk) or at 435-734-2599 (hm).

DATE: December 19, 2003

Respectfully submitted,

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Michael R. Schramm